

UNIVERSITY OF KENTUCKY

Law Notes

Technology
Enhanced Law

New Building Update

Winning Trial Team

2004

VOLUME 1

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VOLUME 1 2004

"...the story is of a law school making steady, significant progress while retaining the wonderful qualities that have always marked this school."

Dean Allan Vestal

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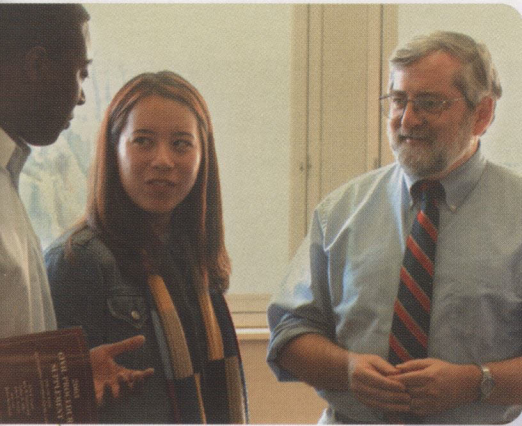


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100% of the UK Law
Class of '03 were employed
full-time in legal or business
positions within nine months
following graduation.

Dear Friend of the College of Law,

I am pleased to send you the inaugural issue of our new College of Law magazine, *UK Law Notes*. We hope that this new format, with changes in content and appearance, will meet with your approval.

If the articles in this issue of the magazine share a common theme, it is the progress we are making at the College of Law with your help. Whether it is in the transformation of the present building by the introduction of classroom technology into renovated classrooms or the strengthening of the faculty through four excellent new hires, the story is of a law school making steady, significant progress while retaining the wonderful qualities that have always marked this school.

At our core, we have always remembered the importance of our efforts in the lives of the people we serve. Excellence in teaching is important because of the students; accomplishment in scholarship is important because of the constituent groups who benefit from our work. The classroom renovations, the new building, the new faculty colleagues, and the enhanced scholarship resources are important because of the difference that these points of progress make in the lives of people.

We hope that you will enjoy reading about our progress at the College of Law and that you will be gratified to see how your support is enhancing the lives of the people we serve. In coming issues we will continue to highlight the accomplishments of our students, faculty and friends. There are many good stories to tell.

Measured in terms of positive change for our students and faculty, the new building is the most important project upon which we are working. Therefore, we intend to alternate *UK Law Notes* with another new publication, *UK Building Notes*, to keep you up to date on our progress on the new building for the College of Law. The first issue of *UK Building Notes* will be sent to you early this fall. I think you will be pleased with the progress we have made on this important project, and I hope that you like the architects' renderings we will be sharing with you at that time.

Best regards.

Allan W. Vestal, Dean
UK College of Law

NEW LAW BUILDING



Memorial Hall

Current Law School Location

Limestone Street

Future Law School Location

Scott Street

Significant progress is being made on the new College of Law Building:

- A siting study and conceptual exercise has been completed by the Baltimore, Maryland academic architectural firm of Ayers Saint Gross.
- A site on Scott Street, across from the College of Education, has been dedicated to the law project.
- The President and Provost have put the new College of Law building number three on their six year capital projects list.

Our first report of *Building Notes* will include the artist's conceptualizations and details on the campaign for the new building. It will arrive in your mail this fall.

A NEW BUILDING



FOR OUR SECOND CENTURY



The Commonwealth's three law schools are engaged in an innovative new cooperative venture, the Kentucky Legal Education Opportunities program. The KLEO program is designed to increase diversity within the Kentucky bar, and to provide more opportunities to law students from traditionally educationally deprived communities within Kentucky.

KLEO

Second and third year KLEO fellows serve as mentors to incoming KLEO fellows.

mentoring success

► KENTUCKY LEGAL EDUCATION OPPORTUNITIES

by Allan Vestal, Dean

The Kentucky Legal Education Opportunities program is the result of the vision of Chief Justice Lambert, Representative Jesse Crenshaw, and the enthusiastic cooperation of the Commonwealth's three law schools. Each school selects five individuals from its incoming class to participate in KLEO. These participants receive scholarships predicated on their academic achievement. An equally important part of the program, instituted last year, is an educational component.

The educational component of the KLEO program is both innovative and intense. The fifteen students from the three law schools meet together for a nine-day period of orientation, instruction and discussion. Both years, the educational program was held at the University of Kentucky College of Law. The educational program includes traditional classroom instruction in select first-year courses, this year criminal law and property. The participants learn how to brief cases; they are exposed to the rudiments of legal analysis; and they are introduced to the rather unique law school classroom experience. I had the opportunity to sit in on a criminal law demonstration class. The fifteen students were well-prepared and eager to participate. They evidenced impressive analytical skills.

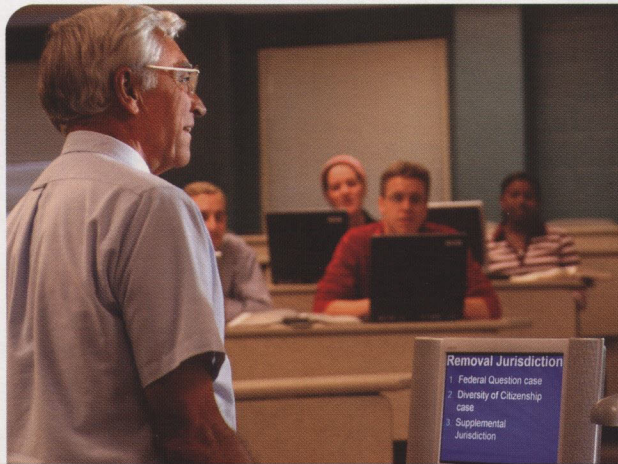
The educational component also includes discussions of topics beyond the areas of classroom discussion. Speakers meet with the students to discuss the challenges of law school, from the need to maintain outside involvements to give the students a sense of balance with their studies, to strategies to cope with the conflicting demands of law school studies and family. Outside speakers meet with the students to discuss other matters of importance. For example, Hoot Ebert of the Kentucky Lawyer Assistance Project met with the students to discuss the all too common problems faced by students in the areas of substance abuse. The participants also benefit from the presence of three upper-class student mentors, one from each of the law schools, who give the incoming students an additional perspective on how to succeed at law school.

One of the most innovative parts of the educational program takes place toward the end of the nine-day session, when each KLEO participant is paired with a local practitioner or judge to accompany the mentor through their work day. In this way we begin to get the students thinking about the various paths their

legal careers might take, and we reinforce the support for the program and its goals within the local bench and bar. We are tremendously grateful to the local lawyers and judges who answered the request of Chief Justice Lambert to help in this valuable way.

The program at UK was organized by our own Professor Allison Connelly, and her creativity and hard work are much appreciated. The 2003 and 2004 educational programs she created will set a very high bar for future KLEO programs.

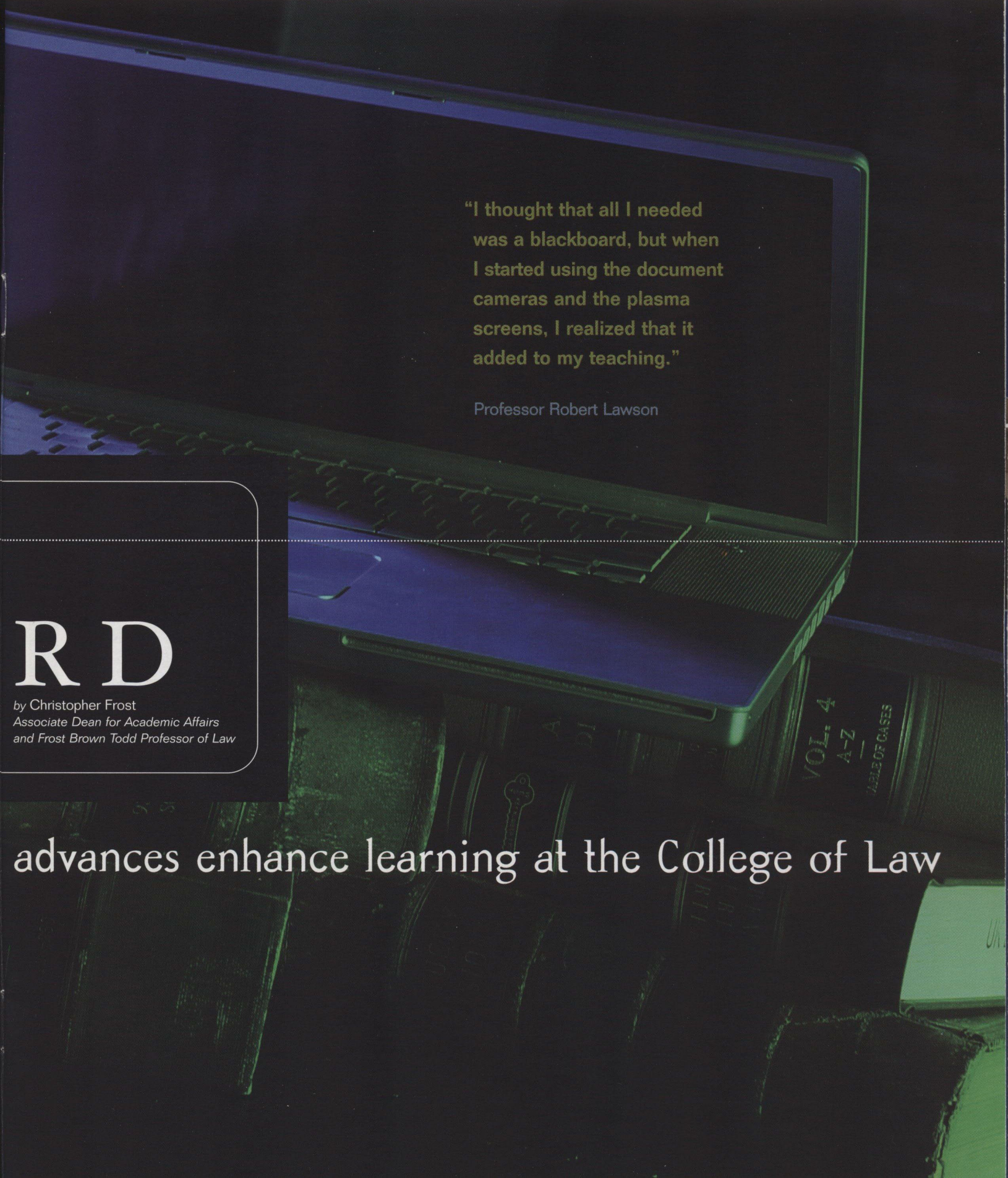
The Commonwealth's bench and bar should be pleased with the KLEO program, proud of its conception by the Chief Justice and a legislative leader, and its execution by the three law schools. Sustained, it promises to make a positive contribution to our efforts to make the bench and bar more inclusive of all our citizens. It will extend an important program of assistance to Kentuckians from diverse backgrounds and traditionally educationally disadvantaged areas of the state, and it will bring our three law schools into a cooperative program in an important area. We are pleased to be participating in the KLEO program and look forward to making the program even more successful in the future.



Beyond^{the} BLACKBOARD

New technology has changed the way UK College of Law students study, take notes, do research and even write their exams. Today's law students begin their law school experience as comfortable with a laptop computer as prior generations were with a legal pad and datebook.

New technological

A photograph of a silver laptop computer, likely a MacBook, resting on a stack of old, thick law books. The laptop is open, and its screen displays a quote. The background is dark, and the lighting highlights the laptop and the spines of the books. The books have labels like 'VOL. 4 A-Z' and 'TABLE OF CASES'.

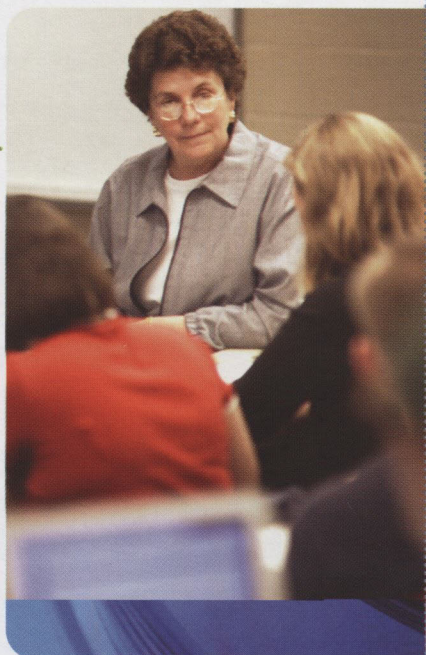
"I thought that all I needed
was a blackboard, but when
I started using the document
cameras and the plasma
screens, I realized that it
added to my teaching."

Professor Robert Lawson

RD

by Christopher Frost
Associate Dean for Academic Affairs
and Frost Brown Todd Professor of Law

advances enhance learning at the College of Law



"No longer are professors limited to using only those resources that they physically bring into the classroom."

Professor Carolyn Bratt

Creating new resources for teaching and research

The College has begun an ambitious program of upgrades that are designed to provide students and faculty the tools to better communicate both in and out of the classroom and to find and organize legal information. Distance learning, re-designed "smart" classrooms, class web pages and improvements in library computing have improved student-faculty communication and provided new teaching and research tools that help us to ensure that our graduates are well prepared for law practice.

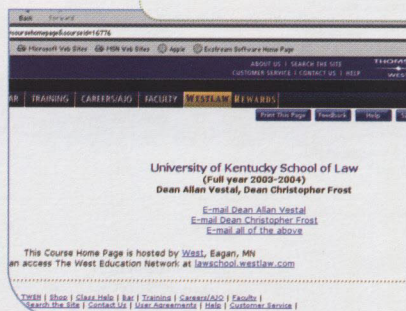
While technology will never replace the teacher-student relationship that is at the heart of a UK College of Law education, computers and the Internet have provided more ways for students and faculty to stay in touch and share the latest information inside the classroom and out.

Professor Carolyn Bratt, one of the College's earliest users of technology, notes that computers provide new ways to reach our students: "New technologies change the 'how,' 'when,' and 'where' of legal education. The 'how' of legal education is changed from an almost exclusively auditory learning process in the classroom to one that is both a visual and an auditory. The creation of web-based, virtual classrooms expands the 'when' of legal education because instruction is no longer limited to 50-minute, in-class sessions. Teaching-learning continues in virtual time on the class website. Finally, the 'where' of legal education is changed because in-class access to the Internet allows learning experiences that transcend the confines of the physical classroom. No longer are professors limited to using only those resources that they physically bring into the classroom."

class web pages

Distance learning
library computing
re-designed "smart"

Class Websites and Discussion Lists



“Class websites give us a way to extend class and encourages participation by all of our students.”

Professor Roberta Harding

College of Law faculty pride themselves on their openness and accessibility to students outside of the classroom. Now, through the use of the Internet, faculty have yet another way to continue classroom discussions beyond the confines of bricks and mortar. Many professors in the College have developed class websites that permit them to post important information about class, additional reading materials, and to host discussion fora in which students can exchange views, ask questions or share information about the topics discussed in class.

Professor Roberta Harding is one teacher who makes extensive use of a class website. She finds that the approach provides both organizational and substantive benefits. “One advantage of the site is that it puts all of the pertinent class information in one place providing better organization and resulting in less photocopying and less miscommunication,” said Harding.

Professor Harding also uses the website to provide additional, in-depth coverage of topics that cannot be covered in class sessions. She will often post questions or comments that are designed to spur discussion among the students and will encourage students to make postings containing information, comments or questions relevant to the topic. In her Race and the Criminal Law course, for example, she assigns one student to be “Class Recorder” each day. The Recorder is responsible for summarizing the class and must include two to four comments, questions or websites related to the topic at hand.

In each of her classes Professor Harding requires participation on the website as part of each student’s grade. She finds it to be a helpful way to involve more students in the class, stating, “Class websites give us a way to extend class and encourage participation by all of our students, even those who do not feel comfortable participating in the classroom.”

Wireless Internet and Library Computing

Law students’ increasing reliance on information technology has placed substantial demands on the College’s computer and Internet resources. In response to this demand, the University has installed wireless Internet access throughout the College of Law library and has replaced the library computer lab with 34 laptop computers with wireless capability. This upgrade, coupled with wireless access in the classrooms, now permits students to access the Internet from almost anywhere in the building.

Our students have realized at least two benefits from this upgrade. First, by removing the computer lab from the library lobby, the students have gained a

large space in which they can gather to read, study together or simply relax between classes. Second, students using laptop computers can find a comfortable and quiet place to work, without being tethered to a large desktop computer.

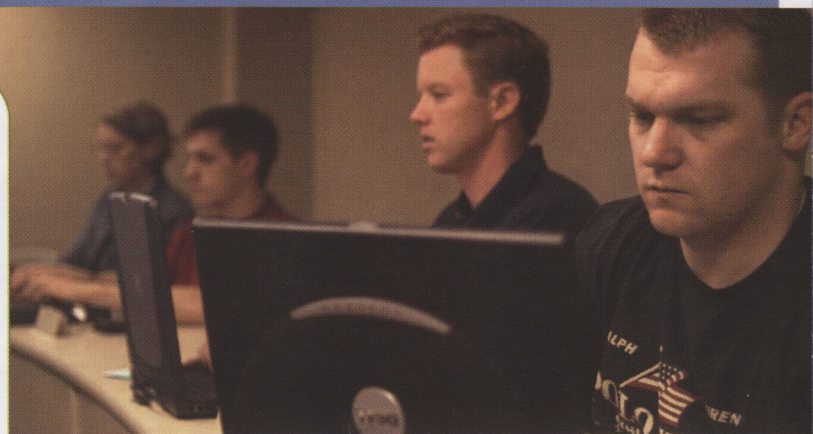
Professor Rebecca Trammell, Director of the Law Library notes that the laptops and wireless network provide cost savings and more flexibility for students, “These networks eliminate the need for drilling holes and running cable, a costly effort especially in older buildings. The result is mobility for students who can move throughout the Library and the College with their laptops. Students are no longer restricted to the location of an Internet port, but can establish a study group in any available spot or take notes and complete research in the area of the Law Library where their materials are located.”



Distance Learning and Smart Classroom Technology

The most visible improvement to the College of Law is the Senator Mitch McConnell Center for Distance Learning. Occupying the second floor of the College, the Center includes four state-of-the-art classrooms that combine multimedia smart classroom technology and distance learning facilities with comfortable and attractive surroundings to create flexible teaching venues that increase student and faculty interaction.

Three large classrooms in the College now provide multimedia smart classroom technology, which includes PowerPoint® and other computer presentation software and access to the Internet. In addition, the rooms are equipped with document cameras, VCR's and DVD players, permitting teachers to make use of the increasing availability of teaching materials in these formats.



These technological improvements have also been accompanied by substantial renovations that have improved acoustics, lighting and student work spaces. Room 215, the largest classroom in the building has been re-tiered and configured into a "U" shape that has improved student participation and involvement in the class. New windows let in natural light, and the seating provides more workspace and electrical outlets for student laptop computers. Room 213, which many alumni will remember as the "bowling alley," has been expanded, re-tiered and refurnished with more comfortable student seating (also with electrical outlets). This large classroom, once viewed as the worst room in the building, is now one of the best. Room 241, a small seminar room on the second floor, has been configured as a small practice courtroom, with courtroom recording, distance learning and smart classroom technology. Moveable furniture enables this room to serve as a small classroom and a seminar room as well as a courtroom.

The Center's distance learning capabilities provide video conferencing that permits our students and faculty to interact with students and faculty across the nation and will enable the College to offer its students some courses that are not taught here. The Center will also allow the College to offer continuing education courses via video conference to remote sites around the state.

Last spring, the College held its first distance learning class, Real Estate Transactions, taught by Dean Donald Weidner of Florida State University Law School. This spring, Dean Allan Vestal taught a seminar on Advanced Partnership Law that originates here and includes Florida State law students by video conference. Student and faculty reaction demonstrate that, while distance learning will never replace traditional instruction for the vast majority of the law school curriculum, it does provide a way to enhance the curriculum by allowing us to pool resources with other law schools.

The Center, funded in large part by a grant from the United States Department of Justice, provides needed improvements for this generation of law students while the College plans for its new building. The equipment is removable and can be reinstalled in classrooms in the new building. In addition, the Center has allowed faculty to develop their skills in using teaching technology. Both of these factors assure that the Center will provide benefits to future generations of law students.

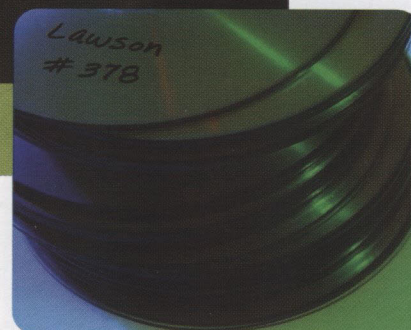
classrooms

Technology in Exams

Students' comfort with technology not only has changed the way they work on papers and class projects, it is also changing the way they take law school exams. The increasing number of students requesting permission to type their exams on a laptop computer has led the College to seek a technological solution to the security and administrative problems raised by laptop use. After a small pilot program last spring, the College has licensed software that permits us to allow students to use their laptop computers on exams.

The software serves as a security device that blocks students' access to material on their computer and provides a simplified word processing program that students can use as an electronic bluebook. Students turn in disks and the College of Law's administrative staff prints hard copies of the exams.

This has proven a popular program for students and faculty alike. This fall, nearly half of the student body used their laptops to type one or more of their final examinations. Many students are more comfortable using a laptop computer than pen and paper. Jennifer Belcher, a second year student at the College said, "Laptop use for law school exams are a great way to relieve stress about the finals. We get into a way of thinking and conceptualizing when taking notes on a laptop throughout the semester, and it is much more comfortable to continue that way of thinking throughout the exams." Nicola Prall, a third year law student agreed, saying, "Being able to use laptops both in the classroom and on exams has enhanced my learning experience because it makes taking notes and organizing answers easier."



► **"We get into a way of conceptualizing when taking notes on a laptop, and it is much more comfortable to continue that way of thinking throughout the exams."**

Student Jennifer Belcher

Phase 2 of the project has been funded at \$1,000,000 to increase the rural access points and will fund additional technical upgrades to the College.

Electronic Access Rural Demonstration Project

The next phase of the College of Law's technological improvements will focus on the ability of lawyers and judges in rural communities in Kentucky to obtain access to the legal resources at the College of Law. Funded by a \$1,000,000 federal grant, the College is in the planning stages of a Phase 1 demonstration project that will carry the reference services of the library to two rural communities via video conferencing. These "virtual reference desks" will be available to link users in rural counties directly to a reference librarian at the College of Law Library to obtain research assistance and access to the Law Library's collection.

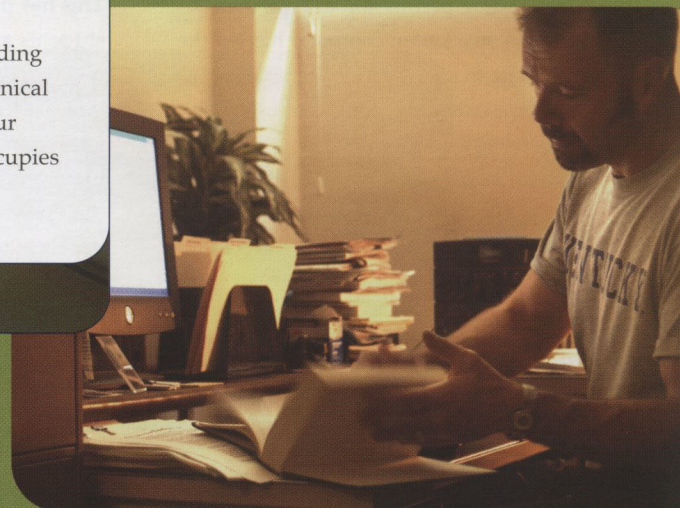
A second aspect of the project is to develop the capability to obtain, store and disseminate digitized records of trials originating in the courts serving these communities. Video records of trials can be used as teaching resources and can be made available to the community through the Internet.

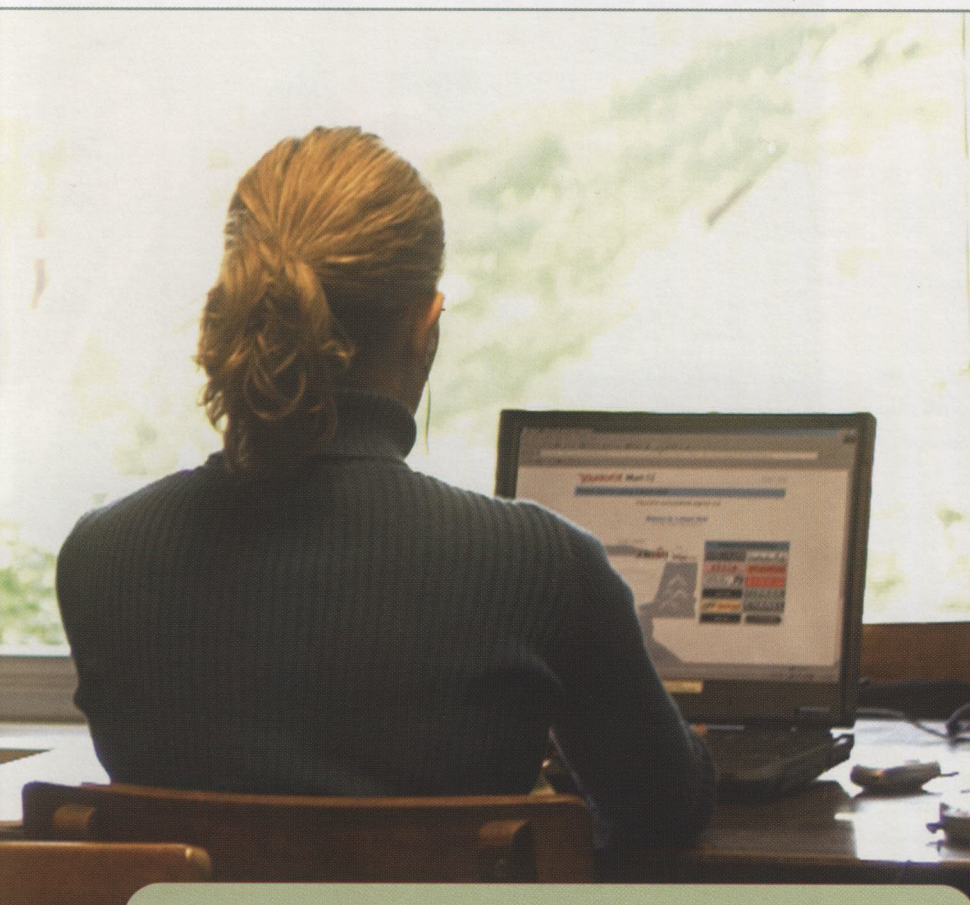
In order to serve the two access sites, the project involves the completion of an Electronic Access Information Hub at the Law Library capable of receiving, storing, and disseminating video trial records from the courthouses across the Commonwealth and providing users in the communities with virtual reference assistance. The project will involve upgrades to the College of Law network infrastructure and renovations to the Law Library and one mid-sized classroom.

Phase 2 of the project has recently been funded, again at \$1,000,000. This funding will allow us to increase the rural access points and will fund additional technical upgrades to the College. Like all of our improvements, the equipment and our expertise in acquiring and using it will be useful as the College plans and occupies its new building.

► "With state of the art distance learning capabilities, students can participate in advanced seminars with students and professors from top law schools across the nation."

Bryan Hix
Student Bar Association President





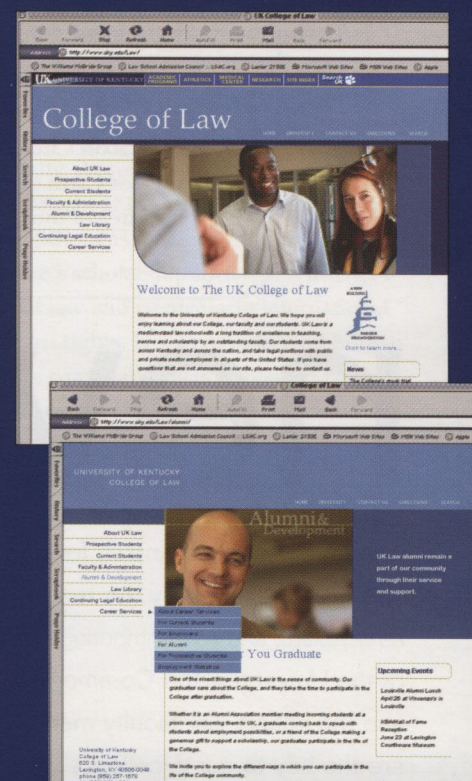
The Future

Bryan Hix, President of the Student Bar Association and second year student, summed up the students' reaction to the changes at the College: "By taking advantage of the technological advances at the UK College of Law, students are able to access legal resources virtually anywhere, even in the classroom. Additionally, with state of the art distance learning capabilities in three newly renovated classrooms and in the courtroom, students can participate in advanced seminars with students and professors from top law schools across the nation."

As the College looks toward a bright future in a new facility, these technological upgrades have helped us to find innovative ways to improve our teaching, research and service roles to benefit today's students and today's legal community. Our experience with these projects has also reconfirmed the physical limitations of our current space while providing us with an understanding of the ways in which our new facility can incorporate and accommodate new technologies.

A NEW RESOURCE FOR ALUMNI

The UK College of Law recently launched a new website at www.uky.edu/law. The redesigned site is a vital resource for current students, as well as faculty and alumni.

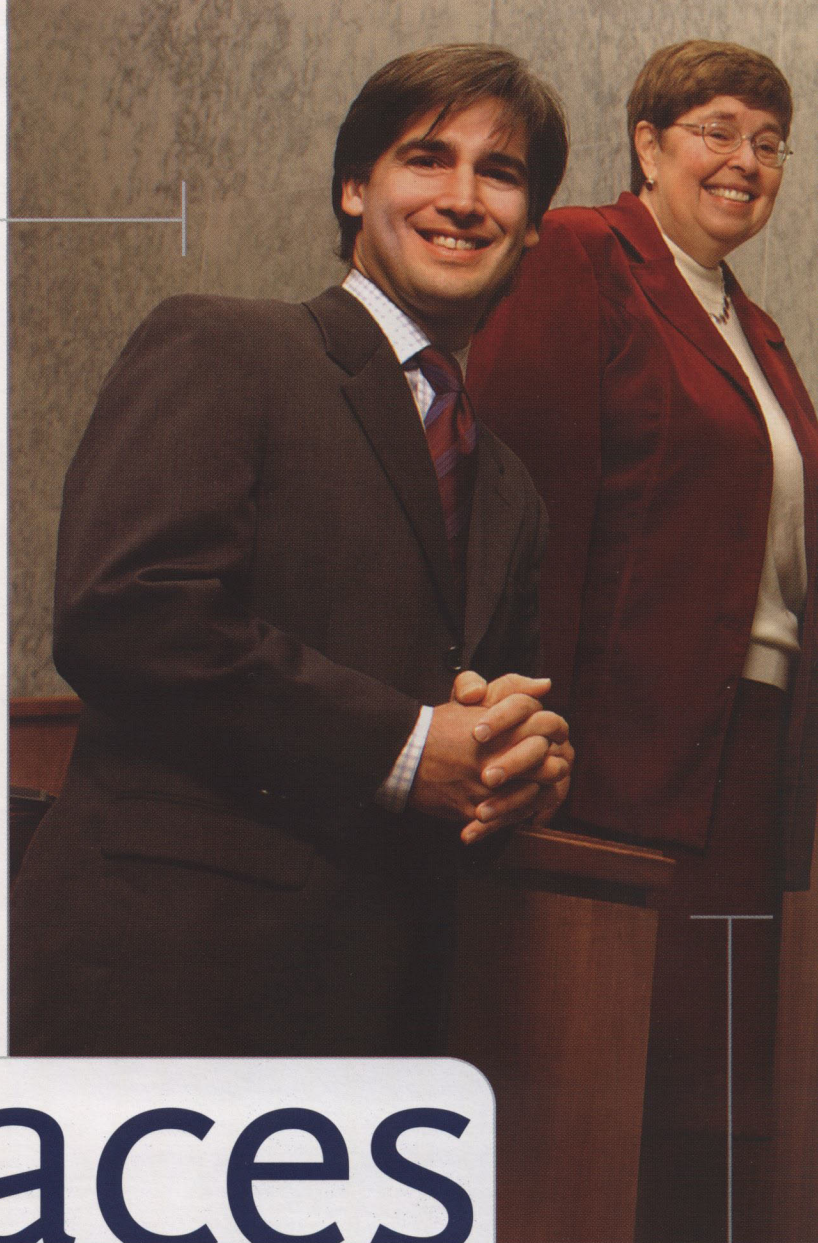


www.uky.edu/Law

JONATHAN CARDI: joined the UK College of Law in 2002 as an Assistant Professor, teaching in the areas of Copyright, Torts, Jurisprudence and Remedies.

Professor Cardi graduated Order of the Coif from the University of Iowa College of Law in 1998 and served as Senior Articles Editor for the *Iowa Law Review*. He was awarded his A.B. in English from Harvard University in 1991.

Previously, Professor Cardi was an associate at the Washington, D.C. law firm of Arnold & Porter, where he worked on a variety of litigation, copyright and legislative matters from 1999–2002. Prior to joining Arnold & Porter, he clerked for the Honorable Alan E. Norris of the United States Court of Appeals for the Sixth Circuit in Columbus, Ohio. Professor Cardi currently is researching in the area of music copyright.



newfaces

We have long been known for the strength of our faculty. As teachers, as scholars, and as contributing citizens of the University, the Commonwealth and the nation, our faculty members are the key to our excellence. This history makes it even more important that when we recruit new faculty members, we attract outstanding individuals. We have added four new faculty members in the past two years, and they promise to continue our tradition of excellence.

REBECCA S. TRAMMELL: Director of the Law Library and Assistant Professor of Law, joined the UK College of Law in 2002 from Barry University School of Law, where she was Associate Dean for Information Services and Associate Professor of Law. While at Barry she taught legal research, advanced legal research, gender and the law, and American legal history.

Professor Trammell received her Masters in Library Science from Dominican University in 1979 and her J.D. from the University of Denver in 1983. She earned her B.A. from Lindenwood University, where she was graduated cum laude. Previously she was Associate Law Library Director at the University of Nebraska Lincoln and a member of the law library faculty at Northern Illinois University. Professor Trammell is active in the American Association of Law Libraries and the Southeastern Association of American Law Libraries, and has made numerous presentations at national and regional conferences. Her most recent presentation focused on the interface of technology and academic law libraries in today's rapidly changing environment. Her areas of interest and research include Internet legal research, classroom technology and prison and jail law libraries. Professor Trammell's articles and bibliographies have been published in *Northern Illinois University Law Review*, *John Marshall Law Review*, *Legal Information Alert* and *AALL Spectrum*.



DAVID H. MOORE: Assistant Professor of Law, joined the College of Law faculty in 2003. Professor Moore received his B.A. from Brigham Young University and received his J.D. from Brigham Young University Law School in 1996, where he was Editor-in-Chief of the *Brigham Young University Law Review*. From 1996 to 2000, Professor Moore worked as a trial attorney for the U.S. Department of Justice, Civil Division, defending cases arising under the First and Fifth Amendments, the Freedom of Information Act, the Railway Labor Act, and the Equal Credit Opportunity Act. He then clerked for the Honorable Samuel A. Alito, Jr. of the U.S. Court of Appeals for the Third Circuit. Most recently, Professor Moore researched and taught at the University of Chicago Law School as an Olin Fellow. Professor Moore's scholarship focuses on international law and particularly international human rights. His recent piece on human rights compliance was published by the *Northwestern University Law Review*.

LORI A. RINGHAND: joined the University of Kentucky College of Law faculty as an Assistant Professor in 2002. She teaches Constitutional Law, State and Local Government Law, Election Law, and Comparative Law.

Professor Ringhand received her J.D., magna cum laude, from the University of Wisconsin Law School. While at Wisconsin, she served as an Articles Editor for the *Wisconsin Law Review*. Professor Ringhand also holds a B.C.L. degree in European Comparative Law from Oxford University. Ringhand graduated from Oxford with Distinction and was awarded the University's Ralph B. Chiles Award for Human Rights. She also recently published an article about British election law reforms in the *Oxford Journal of Legal Studies*.

After graduating from law school, Professor Ringhand practiced for several years at the law firm of Foley & Lardner, focusing on commercial and administrative litigation. Her work included advising telecommunication and energy clients on regulatory matters, participating in large-scale commercial litigation, and representing national and international manufacturers in franchise disputes. Her research and writing interests include election law and comparative democratic theory. Professor Ringhand recently spent six weeks as a Visiting Scholar at the Oxford Institute of Comparative Law and is working on an article examining the changing principles of judicial review in British law.

BUILDING A TRADITION OF EXCELLENCE

trial team

The 2004 Tournament of Champions Trial Team of Laura Ball, Nute Bonner, Lynsie Gaddis and Clayton Oswald finished fifth in the nation at the country's most prestigious law school trial tournament. This is the highest finish ever for a UK College of Law trial team.



left to right: Nute Bonner, Laura Ball, Professor Allison Connelly,
President Lee Todd, Lynsie Gaddis and Clayton Oswald

2004

- Finished 5th nationally at the NITA Tournament of Champions
- Ranked by The National Institute of Trial Advocacy as one of the top 16 Trial Programs in the nation
- Finished 1st and 2nd at the Sixth Circuit Regional of the National Trial Competition. Also won best closing and best advocate

2003

- Ranked by The National Institute of Trial Advocacy as one of the top 16 Trial Programs in the nation
- Finished 12th at the Tournament of Champions
- Finished as one of the top 8 trial teams in the country at the American College of Trial Lawyers National Trial Competition

2002

"The work and commitment of many great student advocates brought us to this point."

Professor Allison Connelly
Trial Team Coach

"This team's fifth place finish is due to the skill, dedication and collective wisdom of the many teams that came before it," said Professor Allison Connelly, trial team coach. In 2002 and 2003, the College of Law was ranked by The National Institute of Trial Advocacy as having one of the top sixteen trial programs in the nation. To receive this ranking, the past three years of trial competitions are considered. "The work and commitment of many great student advocates brought us to this point," Connelly noted. "Indeed, it is the many unsung heroes from years past that have provided this team with their path to success."

When asked why she devotes so much of her own time to trial team coaching, Professor Connelly replied "There is nothing more fulfilling than teaching students to advocate with excellence. Students who know how to represent a real client in a real trial setting help us fulfill our role as an outstanding law school."

"The 2004 Tournament of Champions Team achieved great success," Professor Connelly observed, "but the real success story is what these advocates do with their talent and skill when they graduate." Professor Connelly predicted the trial teams will continue to build a tradition of excellence and eventually, with the help of many, will win a national championship.

Students who excel in trial advocacy can qualify for performance-based scholarships due in great part to "our graduates [who] came to our aid by giving scholarships for outstanding students in the trial competition program ever since our first regional championship team in 1998," Dean Vestal said. "They recognize the value of good training in this area. Students practice against other top notch law schools, and when it comes to actual practice, they know better what to do and how to do it because of their trial team experience."

- Finished 1st at the Sixth Circuit Regional of the American Trial Lawyers Association (ATLA) Trial Competition

- Finished 1st at the Kentucky Mock Trial Tournament

2001

- Finished 1st and 2nd at the Kentucky Mock Trial Tournament. Also won Best Advocate

2000

- Finished 1st at the Sixth Circuit Regional of the National Trial Competition
- Finished as one of the top 24 teams in the nation at the National Trial Competition

1999

- Finished 1st at the Sixth Circuit Regional of the National Trial Competition
- Finished as one of the top 20 teams in the nation in the National Trial Competition

1998

alumni update

FROM THE PRESIDENT

Dear Alumni,

The Alumni Association is your continuing link with the College of Law and your fellow graduates. More importantly, our Association sponsors activities critical to the future of the College. Our organization funded the marketing study to enhance and coordinate the public image of the College of Law and partially paid for the feasibility study that has the College on track for a new building. Annually, the Alumni Association sponsors the KBA reception and the Hall of Fame awards and aids in recruiting and welcoming new students and faculty.

We are the only outside organization to which Dean Vestal can turn for help in his efforts to put our College at the forefront of the University's quest to be a top 20 public university. The University has recognized the importance of the College of Law by placing our building project third on its capital projects list. We ask that you show your support through your membership in the Alumni Association. Your \$25.00 dues will enable us to continue our role in the future of the College and our role as the link with the College's most valuable asset — its graduates.



Sincerely,
John T. McGarvey
Alumni Association President



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HALL OF FAME 2004 INDUCTEES

The UK College of Law Alumni Association Hall of Fame was established to acknowledge graduates and former faculty of the college whose extraordinary professional success and contributions, profound positive influence on the college, and high degree of character and integrity are recognized by their peers. Inclusion in the Hall of Fame is the highest honor bestowed by the College of Law.

C. EDWARD GLASSCOCK graduated from the University of Kentucky College of Law in 1969 and has served his clients and his communities through the practice of law and his involvement in civic affairs. He received his undergraduate education in Civil Engineering at the University of Kentucky, earning a B.S. in 1966. An accomplished corporate and mergers and acquisitions attorney, he has served as outside counsel for many of Kentucky's leading publicly traded corporations while at the same time helping establish a business climate supportive of innovative and start-up businesses. He has played a central role in the management of the firms in which he has practiced, as Managing Member of Brown Todd & Heyburn and later as Co-Managing Member of Frost Brown Todd, leading that firm to become a regional presence of nearly four hundred lawyers in seven offices spread across four states. He has been recognized for his participation in a multitude of civic organizations in his home town of Louisville and throughout the Commonwealth, from service as Chairman of Greater Louisville, Inc., as two-time Chairman of the Louisville Chamber of Commerce, to service as Chairman of the Fund for the Arts and Chairman of the Kentucky Center for the Arts, to service on behalf of three Kentucky universities. He has served the College of Law since his graduation in a wide variety of ways including service as a member and chair of the Visiting Committee.

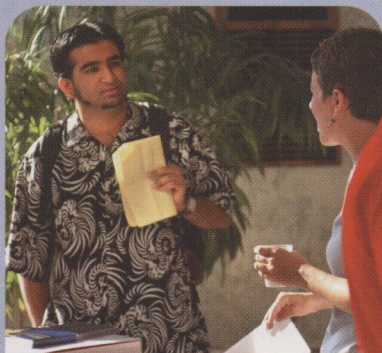
VIC HELLARD, JR. graduated from the University of Kentucky College of Law in 1968 and served the Commonwealth by bringing independence and professionalism to the support of Kentucky's legislature. A native of Woodford County, he received his BA from Eastern Kentucky University. He practiced in Versailles during which period he served in the Kentucky House of Representatives. In 1977 he became the Director of the Legislative Research Commission. As the first Director of the LRC to have served in the legislature, and having been selected by the House and Senate, he established the LRC as a force in Commonwealth government increasingly independent of the office of

the Governor. As Director of the LRC, he helped shape the modern balance between the Governor and the General Assembly. He established the LRC's tradition of partisan fairness, seeking to serve legislators of all affiliations with fairness and professionalism. After his retirement in 1995 and his untimely death in 1996, the General Assembly honored him with a bronze plaque in the Capitol which reflects his philosophy of public service: "Shepherd of Legislative Independence—*We are told that government is the enemy. But government does not exist outside ourselves. The plain fact is, we are the government.*"

WILLIAM T. ROBINSON III graduated from the University of Kentucky College of Law in 1971 and has served his clients and the legal profession through the private practice of law and volunteer leadership in the organized bar and the community at large. He received his undergraduate education at Thomas More College. He is Member-in-Charge of Greenebaum Doll & McDonald PLLC in Greater Cincinnati/Northern Kentucky. A renowned attorney in the areas of civil litigation, trial and appellate practice, he served as 50th President of the Kentucky Bar Association, on the ABA Board of Governors, served as State Delegate (Ky.) on the ABA Nominating Committee and in the ABA House of Delegates, and was recently nominated to serve as the next Treasurer of the American Bar Association. He is a Life Member of the Sixth Circuit Judicial Conference and Fellow of the American Law Institute, the International Society of Barristers and the American Academy of Appellate Lawyers. He has served his local community and the Commonwealth in a wide variety of leadership roles including Chair of the Cincinnati/Northern Kentucky Airport board, Chair of the Kentucky Chamber of Commerce, Chair of the Northern Kentucky Chamber of Commerce and Chair of the Partnership for Greater Cincinnati. He has served the College of Law since his graduation in many ways, including service as a member and chair of the Visiting Committee.

PAUL C. VAN BOOVEN graduated from the University of Kentucky College of Law in 1976 and served the College and the University with consummate skill and grace until his death in 2004. He received his undergraduate degree from DePauw University in Indiana. From 1976 to 1989 he served in the College of Law as Associate Dean, ushering in the modern administrative structure of the College. At various times he was responsible—often solely responsible—for administration, admissions, development, placement and student affairs. He served a generation of students as a mentor, counselor and role model. Moving from the College to the University administration, he served in the Office of University Counsel, rising to become the University's General Counsel. He served as a trusted and valued advisor to University presidents, chancellors, provosts and trustees. He provided invaluable counsel to college deans and department chairs. He was a loyal friend to a generation of professors, staff members and students. His tireless work with the Robinson Forest on behalf of the University combined his notable legal skills with his dedication to the University and his love of the natural beauty of the Commonwealth.

2003 ENTERING STUDENTS



The number of applicants for UK Law School increased by 43% from 2002 to 2003.

At a glance

Number of Applications (43% increase from 2002)	1481
Number of Students Enrolled	146
Percentage of Women	38%
Percentage of Minority Students	8%
Number of Nonresident Students	30
Number of Students age 30 or older	13
Median LSAT Score	160
LSAT, 75th percentile	162
LSAT, 25th percentile	157
Median undergraduate GPA	3.53
GPA, 75th percentile	3.76
GPA, 25th percentile	3.26
Number of undergraduate majors	48
Number of undergraduate schools	56

Major feeder schools

University of Kentucky	50
Transylvania University	8
Eastern Kentucky University	8
Western Kentucky University	7
Georgetown College	7
Centre College	5
University of Louisville	4

Out-of-state schools

Brigham Young University
Cornell University
Davidson College
Georgetown University
Ohio State University
Spelman College
Texas A&M
University of Massachusetts
University of Michigan
University of Georgia
University of North Carolina
University of Tennessee
University of Wisconsin
Vanderbilt University
Wake Forest University
Washington University
Yale University

Prior work/careers

Chemical engineer
Vascular surgeon
Newspaper reporter
Aircraft technician
Social worker
Coordinator for homeland security
Officer in the Marine Corps

The nonresident students are from:

Arizona	Ohio
California	Pennsylvania
Colorado	South Carolina
Delaware	Tennessee
Georgia	Texas
Illinois	Utah
Indiana	Virginia
Kansas	Wisconsin
North Carolina	West Virginia
New Jersey	

WAYS YOU CAN HELP ►

The College of Law seeks your support in locating employment for our students and graduates. Please help us by completing the information to the right and sending it to Associate Dean Susan Steele by email (ssteele@uky.edu) or fax (859-323-1061).

Alumni Network

Yes! I can help UK law students/graduates in the following ways:

- ☐ Serve as a UK alumni contact in my geographical/practice area
- ☐ Visit campus to speak at career workshops/seminars
- ☐ Provide housing to students interviewing in my city
- ☐ Other:

Career Opportunities

Yes! I can help UK law students/graduates by letting them know of job openings. (The openings that you have heard of do not necessarily have to be with your place of business.)

I know of an opening for:

- ☐ Graduate with experience
- ☐ Recent graduate
- ☐ Summer clerking
- ☐ Clerking during school year
- ☐ Other:

Employer/contact

Name:

Address:

Telephone:

Email:

Submit information by fax or email:

Susan Steele, Associate Dean of Career Services
(859) 323-1061 or ssteele@uky.edu.

CAREER SERVICES

The Career Services Office of the University of Kentucky College of Law tracks employment and salary information from its law school graduates on an annual basis. This information is used to assist current students and alumni with job searches and hiring decisions.

EMPLOYMENT SURVEY RESULTS

Employment Statistics

Percentage of graduates employed within nine months of graduation, including graduates who are pursuing additional education:

Class of 1999	98.5%
Class of 2000	100%
Class of 2001	98.5%
Class of 2002	100%
Class of 2003	100%

Employment in Areas of Legal Practice (for Class of 2003)

Private Practice:	59%
Business and Industry	12%
Government	7%
Judicial Clerkship	18%
Public Interest	3%
Academic	1%

Information about the Class of 2004 is not yet available.

Favorable National Rankings

The information received is also reported, on an aggregate basis to preserve confidentiality, to the National Association for Law Placement and *U.S. News & World Report*. The rankings assigned to the University of Kentucky College of Law by *U.S. News & World Report*, based in part on this information, have been very favorable. The College of Law's rankings and reputation help to make your diploma even more valuable.

Salary Survey

The salary information gathered by the College of Law is used to compile the annual salary survey for recent graduates. Starting salary information is broken down by geographic area, size of firm, and type of employer.

class reunions

UK Law Class of 1993 gather around old photo albums at Keeneland in October.



2003 GATHERINGS

Class of '83

The reunion for the Class of '83 was held on October 3 and 4, beginning on Friday evening with dinner and racing at the Red Mile. On Saturday the class met at Keeneland for an afternoon of racing.

Class of '73

The Class of '73 had a great turnout to celebrate their 30th on October 10 and 11. The weekend started with a reception Friday evening at the firm of Stoll, Keenon & Park. The class spent Saturday at Keeneland betting on their favorites.

Classes of '68 and '78

Homecoming weekend, Oct. 17 and 18, was a weekend of celebration for the Classes of '68 and '78. The Class of '68 celebrated their 35th with a reception at the Hyatt Regency on Friday evening, and Saturday's activities included an afternoon of Keeneland racing and an evening of UK football. The Class of '78 celebrated their 25th on Saturday with a cocktail party at Judge Jennifer Coffman's home, and reunion activities continued at the football game that evening.

Class of '93

The ten-year reunion was celebrated by the Class of '93 on October 24 and 25. The weekend began on Friday evening with a large turnout for a cocktail party at Susan Sears' home, and continued the next day with a tent party in the afternoon prior to the evening football game.

UPCOMING IN 2004

Reunions for the Classes of '94, '84, '79, '74 and '69 are scheduled for Homecoming Weekend, October 15-17, 2004. The reunions will take place at the Convention Center (Lexington). Individual class receptions and dinners will take place Friday evening, October 15.

The 50th reunion for the Classes of '52, '53, '54 and '55 are scheduled for Homecoming Weekend, October 15-17, 2004. The dinner will be held at the Campbell House (Lexington), October 15.

RECENT DEVELOPMENTS

1948

BEN L. KESSINGER, JR., who is Of Counsel to Stites & Harbison law firm in Lexington, has been inducted into the Henry Clay High School Hall of Fame. The award is presented annually to five individuals who display community leadership, dedication and vision.

1955

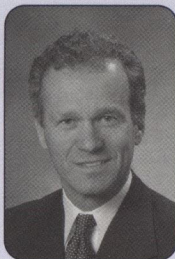
THE HONORABLE JOE LEE was named the 2003 Recipient of Lawrence P. King Award for Excellence in the Field of Bankruptcy.

1973

SAMUEL E. DAVIES has become a Fellow of the American College of Trial Lawyers, one of the premier legal associations in America. He practices law with his son, Samuel G. Davies, at the firm of Samuel E. Davies, P.S.C., and has been practicing in Barbourville, Kentucky for more than thirty years.

1980

ROBERT R. SAELINGER was appointed chair of the Human Resources and Personal Planning Client Service Department of Graydon Head & Ritchey in Cincinnati, Ohio.



1984

JEFFRY QUINN was named Chief Executive Officer of Solutia Inc. in St. Louis, Missouri in May 2004.

1985

SAM P. BURCHETT was re-elected to serve as vice chair of the Kentucky Registry of Election Finance in September 2003. Burchett was appointed by the governor from names forwarded by the executive committee of the Republican Party of Kentucky. Burchett is also the KBA governing member Trustee of the Energy and Mineral Foundation and serves as Secretary/Treasurer for the executive committee of the Kentucky Science and Technology Corporation.

1988

THOMAS A. PREWITT was named Chair of Commercial Litigation and Dispute Resolution Client Service Department of Graydon Head & Ritchey LLP in Fort Mitchell, Kentucky. Prewitt has also been appointed to the Kentucky Innovation Commission. The Kentucky Innovation Commission oversees the statewide implementation of Kentucky's new economy plans.



MARY HARVILLE was named Kentucky Lottery Corporation's (KLC) new General Counsel. Harville came to the KLC from the Louisville law firm of Reed, Weitkamp, Schell and Vice, where she has practiced for the past seven years.



1989

GENE L. HUMPHREYS

has been named a Member of Bass, Berry & Sims law firm. Humphreys, a bankruptcy attorney in the firm's Nashville Downtown office, joined the firm in 2001.



He was an instructor of legal writing at the University of Kentucky College of Law for several years and has lectured at numerous continuing legal education seminars on bankruptcy, litigation discovery, collecting judgments, collecting delinquent debts and commercial lending.

JOHN C. ROGERS was re-elected to serve as chair of the Kentucky Registry of Election Finance in September 2003. Rogers was appointed to serve on the Registry by the governor from names forwarded by the executive committee of the Democratic Party of Kentucky. Rogers' professional memberships include Barren County, Kentucky and American Bar Associations and the Kentucky Academy of Trial Attorneys. Rogers also serves on the Board of Directors of the Kentucky Bar Foundation.

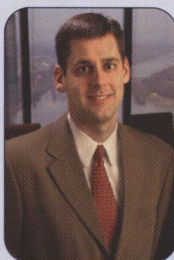
CLASS NOTES—continued

1991

CHRIS CASHEN of the Lexington office of Woodward, Hobson & Fulton recently successfully argued a case in front of the Kentucky Supreme Court resulting in the Opinion *Ostendorf v. Clark Equipment Company*. The case concerned a manufacturer's post sale duty to retrofit products with later developed safety devices. As a result of this decision, Kentucky joins a number of other states which do not impose such a duty on product manufacturers.

1993

BRIAN F. HAARA has been elected a Member of the Louisville law firm of Tachau, Maddox, Hovious & Dickens PLC. Brian is licensed to practice in Kentucky and Indiana, and he represents plaintiffs and defendants in a variety of business, employment, banking and insurance disputes, including non-compete and breach of fiduciary duty cases.



1994

ANGELA LOGAN EDWARDS has been made a partner in Woodward, Hobson & Fulton L.L.P. Angela joined the Firm in September, 1996 and works in the areas of commercial litigation, ERISA litigation and accountant and attorney malpractice defense litigation.

CHRISTOPHER SPEARS has been named General Counsel, Asia-Pacific Division, of Caterpillar, Inc. He assumed responsibility in April 2004 for the Asia-Pacific legal services. He will be located in Singapore. He is married to the former Tracy McGraw of Washington, Illinois. They have two children, Camden and Grayson.

1997

DARLA L. KEEN has joined the West Palm Beach, Florida, plaintiffs personal injury law firm of Lytal, Reiter, Clark, Fountain & Williams, LLP, as an associate. Ms. Keen will concentrate her practice in the areas of medical malpractice, nursing home negligence, personal injury and wrongful death litigation.

1997

JAY E. INGLE practices in the areas of commercial litigation, employment law and health law in the Jackson Kelly PLLC's Lexington, Kentucky office. He graduated from the University of Kentucky in 1993 with a Bachelor's Degree in Political Science and Philosophy, and in 1997 completed both a Masters in Public Administration from the University's Martin School and a Doctor of Jurisprudence from the College of Law. Ingle is admitted to practice in Kentucky and before the United States Supreme Court of Appeals for the Sixth Circuit and the United States District Courts for the Eastern and Western Districts of Kentucky.



TODD D. WILLARD has joined Woodward, Hobson & Fulton L.L.P. as an associate in its Lexington office.

1999

JOSHUA DENTON has joined Bass, Berry & Sims PLC as an associate in its Nashville downtown office. Joshua is working in the Litigation Practice Area. He will concentrate his practice in complex commercial litigation and debtor-creditor relations.



ROBERT J. HILL II published his first book, *Savannah Squares* (SavannahSquares.com), in May 2004 by Schiffer Books. Hill's second book, *What No One Ever Tells You About Investing in Real Estate* (RealEstateStories.com) will be published in November 2004 by Dearborn Trade Publishing. On August 1, 2004, he married Amber Ferguson on Tybee Island, Georgia. Hill is licensed to practice law in Georgia and Kentucky but is currently building a media empire in Nashville, Tennessee (MusicCityPhotos.com).

2001

FRANKIE C. BLEVINS, JR. AND TRACY TODD BLEVINS are pleased to announce the formation of Blevins Law in 2003, located in Berea, Kentucky.

2002

JUSTIN D. CLARK has joined Ogden Newell & Welch PLLC as associate in Louisville. Justin is working in the areas of professional malpractice defense, civil litigation and commercial litigation.



WENDY HYLAND has joined Woodward, Hobson & Fulton L.L.P. as an associate in its Louisville office. Wendy is working in the area of labor and employment law.



TELL US WHAT'S NEW

ERICA LEE has joined Dinsmore & Shohl as an associate in its Louisville office. Erica is working in the Litigation department.



2003

CLARK P. CASE has joined Stites & Harbison PLLC. Case is a member of the firm's Construction Service Group. His practice focuses on construction and general business litigation matters.

WHITNEY FRAZIER has joined Stites & Harbison PLLC. Frazier was assigned to the firm's Business Litigation Service Group.

JENNIFER McVAY MARTIN has opened her own practice in Lexington. She is not limiting her practice to any area of the law, but currently has cases in Family Law, Probate, Estates, Criminal, Corporate Law, Landlord Tenant, Bankruptcy and Civil. She is willing to accept referrals from other attorneys as she is in the process of building her practice.

SASHA Y. WAGERS has joined Stites & Harbison PLLC. Wagers is a member of the firm's Torts and Insurance Practice Service Group and her practice focuses on civil litigation and pharmaceutical defense.

Be included in Class Notes! Email or fax updates to:

Julie Dunn

Alumni Program Coordinator
(859) 323-1061 (fax), (859) 257-3103 (phone)
jdunn@uky.edu

Sarah Pearce

Communications Director
(859) 323-1061 (fax), (859) 257-7938 (phone)
sarah.pearce@uky.edu

Career

Personal

Name: _____ Title: _____

Law Office/Business Name: _____

Address change?

☐ No ☐ Yes, new address:

Phone: _____ Class Year: _____

Due to the volume of Class Notes, we cannot verify submissions. Please make sure your news is accurate, complete and legible.

Pictures are appreciated and will be returned after publication if return address information is included with your photo. If you choose to send digital photos, please email them to Julie Dunn, jdunn@uky.edu or Sarah Pearce, sarah.pearce@uky.edu. Digital photos must be at least 1"x 2" at 300 dpi to be included in the publication.

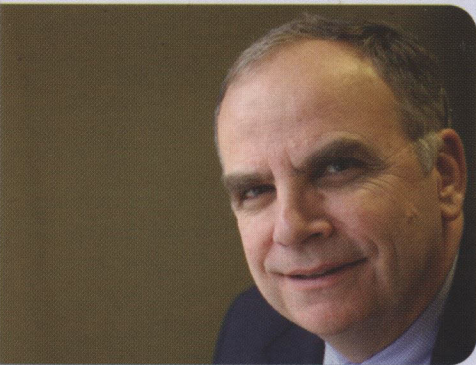
NEW POSITIONS

DAYNA MATTHEW

Professor Dayna Matthew, who joined the College faculty in 2000, has relocated for family reasons to Boulder, Colorado, where she has joined the faculty of the University of Colorado School of Law. At UK, Professor Matthew was noted both for her teaching in the first-year civil procedure class and for her upper-level teaching and scholarship in the area of law and medicine. Professor Matthew will be greatly missed by her colleagues and students, who wish her every success at Colorado.

JOHN ROGERS

Professor John Rogers, a member of the College faculty since 1978, has assumed a seat on the Sixth Circuit Court of Appeals. Judge Rogers was nominated for the position in December 2001, and was confirmed by the Senate on November 14, 2002. On December 20, 2002, the College hosted Judge Rogers' formal investiture at Memorial Hall on the University of Kentucky campus and a reception following at Keeneland. Judge Rogers continues as an emeritus member of the faculty, and plans to teach periodically at the law school.



John Rogers

BILL FORTUNE, CHRIS FROST, MICHAEL HEALY AND HAROLD WEINBERG

Chris Frost finished a three year term as Associate Dean, and Bill Fortune a one year term as Associate Dean for Student Affairs. Frost and Fortune will continue to teach at the college. The College appreciates their hard work and dedication. We welcome Michael Healy, Dorothy Salmon Professor of Law as the new Associate Dean for Academic Affairs and Harold Weinberg, Wyatt Tarrant & Combs Professor of Law, as the new Associate Dean for Administration.

TIMOTHY S. CHASE

Tim Chase joined the staff of UK/CLE in April, 2003 as the Assistant Director and Director of Publications. Prior to graduating from the Salmon P. Chase College of Law in 2000, Tim owned a computer consulting company in northern Kentucky. Tim holds a graduate degree in Library Science from the University of Kentucky and in Music from Jacksonville State University. He is also a graduate of Transylvania University and a veteran of the United States Army.

IN MEMORY— FACULTY & STAFF

PAUL VAN BOOVEN

Paul Van Booven, College of Law Assistant and Associate Dean and later Deputy General Counsel and General Counsel for the University of Kentucky, died on January 10, 2004 after a lifetime of service to the University and the College. A 1976 graduate of the College of Law, he earned his undergraduate degree at DePauw University in Indiana. A mentor and friend to succeeding classes of law students, Paul was honored and fondly remembered at a January 24, 2004 service at Memorial Hall and a reception at the College. The Paul C. Van Booven Memorial Fund has been established at the College in his memory.

PROFESSOR BURT HAM

Professor Burt Ham, who taught corporations law to generations of UK Law students, died on December 8, 2003. A graduate of the University of Illinois for both his undergraduate and legal education and of Harvard for his LLM, Professor Ham joined the faculty at UK in 1949, following teaching appointments at the University of Alabama and the University of Cincinnati. Upon his retirement in 1986, the *Kentucky Law Journal* characterized his teaching career at UK as being "a quarter of a century of teaching and never a raised voice." Professor Ham was inducted into the College Hall of Fame in 2003. A professorship honoring Professor Ham has been established at the College of Law.

MARTY HEUERMAN

Generations of students noted the loss of a friend, with news at the end of the summer of the passing of College of Law registrar Marty Heuerman. Marty, a thirty-year employee of the University of Kentucky, had been the registrar at the College since 1992. Known for her quick smile and genuine concern for students, Marty was a noted UK athletics fan and a faithful volunteer at the Lexington

IN MEMORY—ALUMNI

Opera House. Her funeral was well-attended by faculty, staff and students. The Marty Heuerman Staff Achievement Award has been established by the College to honor annually that staff member who best exemplifies the student-oriented service for which Marty was known.

PROFESSORS PAUL OBERST AND FRED WHITESIDE

The law school community lost two revered members, Professors Paul Oberst and Fred Whiteside. Professor Oberst joined the faculty in 1946 and taught until his retirement in 1982. A graduate of the College, Professor Oberst was celebrated for his work in the community, perhaps most notably in his church and in the civil rights movement. He was inducted into the College Hall of Fame in 1997, and was remembered in a moving memorial ceremony at the College in April 2002. A scholarship fund has been established at the College in memory of Professor Oberst.

Professor Whiteside taught at the College from 1949 to his retirement in 1978. A tax scholar of great accomplishment, Professor Whiteside continued in retirement to be active in the affairs of the College. His final work at the College involved the monograph *Laws and Programs for Older Kentuckians*, published by the Legal Clinic. He was inducted into the College Hall of Fame in 2001, and was remembered in a touching memorial ceremony at the College in June 2001.

In recognition of the many scholarly and teaching accomplishments of Professors Whiteside and Oberst, but especially to honor their career-long contributions to the College as good colleagues and friends, the newly-renovated faculty lounge at the law school has been dedicated as The Paul Oberst and Fred Whiteside Memorial Faculty Lounge.

1935

Harry P. Dees
Rinehart S. Shepherd

1938

Frank M. Dailey, Jr.
Lee B. Lanter
E. Garland Ray

1939

James D. Allen

1940

W. Major Gardner
Weldon Shouse
Alan R. Vogeler

1941

Robert C. Stone

1947

James R. Ford

1948

Judge Abraham Bowling
Carl F. Engelhardt, Jr.
Frank K. Warnock
Prof. John J. Yeager

1950

William H. Bixler
Hon. Edward T. Breathitt

1951

Judge Everett Burton, Jr.
Guy K. Duerson, Jr.
Gerald Robin Griffin
Robert G. Lentz
Edward A. Marye, Jr

1953

Julian R. Gabbard
Herman E. Leick

1954

Charles I. Tucker

1959

James H. Lucas
Carroll M. Redford, Jr.

1961

Larry C. West

1964

John S. Hoffman, Jr.

1966

Richard A. Prewitt

1967

John A. Bryant, Jr.
Maurice L. Miller
William C. Oldfield

1968

Robert L. Wilson

1972

Dr. J. Russell Groves, Jr.

1976

Patricia J. Shipman
Robert E. Carswell
Paul C. Van Booven

1977

Ronald A. Campbell
William A. Veitch

1981

Michael L. Moreland

1984

John W. Howard II

1996

David A. Layton

2001

W. Baxter Jennings

continuing legal education

RECENT PUBLICATIONS

Kentucky Estate Planning (2d)

This practice handbook, written exclusively by Kentucky and Ohio attorneys and legal scholars, is designed to guide the practitioner through the entire process of advising clients and drafting effective estate planning documents. Every effort was made to customize this handbook for the Kentucky practitioner, providing special mention of Kentucky statutory and case law as well as the federal tax law that is so pervasive in today's work as an estate planner. Several topics have been added to the second edition, including the use of technology in estate planning, ethical challenges in representing spouses, and recent developments relative to distributions of retirement benefits. This revised, updated and expanded handbook attempts to address all substantive and practical issues for the Kentucky attorney seeking to analyze and prepare a complete estate plan for his or her client.

Kentucky Partnership Law (3d)

Experienced attorneys and legal scholars from across Kentucky have joined forces to produce this fully indexed desk reference addressing salient issues for all of the partnership entity forms including general partnerships, limited partnerships, registered limited liability partnerships and special purpose partnerships. Each chapter is broken down into succinct, easily accessed paragraphs, with case annotations, statutory analysis, forms, checklists and practical advice that can only come from years of experience. Practitioners will find the handbook a concise, trustworthy guide through the complexities of partnership formation and operation, as well as the areas of partnership disputes, transfer of ownership and bankruptcy.

Workers' Compensation Decision Manual

At each of the 9th through 14th UK/CLE Biennial Workers' Compensation Institutes, conducted from 1992 through 2002, James G. Fogle provided registrants with his case summaries of the significant published, "to-be-published" and unpublished workers' compensation decisions. Now collected, edited and ordered for quick searching, the *Workers' Compensation Decision Manual* provides readers with a helpful tool in the practice of workers' compensation law in the Commonwealth of Kentucky. The seminar case summaries have been consistently highly regarded by Kentucky practitioners. The unique format of this manual gives Kentucky attorneys quick access to summaries and analyses of more than 1,200 Kentucky workers' compensation decisions.



Condemnation and Eminent Domain in Kentucky

This monograph addresses all the important issues and procedural steps that encompass this complicated area of the law. Written by recognized Kentucky legal experts Richard A. Vance, Michael D. Risley, T. Morgan Ward, Jr. and Phillip K. Wicker, its substantive, narrative text is complemented by helpful forms, practical advice and practice checklists. It also contains an extensive constitutional, statutory and regulatory appendix containing both federal and state materials relevant to the law of condemnation and eminent domain. A helpful table of authorities for the sources cited in the work as well as a thorough index provide the reader with assistance in researching and understanding this practice area.

Boundary Law in Kentucky

This monograph provides a focused analysis of the law of real property boundaries and boundary disputes in the Commonwealth. This broad area of law is presented in an organized and logical manner as real property law expert James T. Lobb guides the reader through the various pitfalls of title searches and examination, title insurance, surveying, and the numerous legal issues and concepts surrounding Kentucky boundary disputes. This work also includes an appendix of helpful forms and a comprehensive index.

Civil Remedies for Women Victimized by Violence

This unique resource is a product of the combined efforts of UK/CLE and the Governor's Council on Domestic Violence and Sexual Assault. This manual provides an overview of violence against women and then guides the Kentucky attorney through all aspects of the civil case, from the initial client interview to collecting judgments. It provides a comprehensive review of state and federal remedies resulting from assault, stalking, homicide and related cases. Third party liability, sexual harassment, statutes of limitations and legal actions offenders may take against victims are considered. The analysis moves into legal issues and strategies, including pre-trial issues, evidentiary matters and trial issues. Experienced Kentucky practitioners discuss causes of action at the state and federal level, focusing specifically on compensatory damages and sources of recovery. In addition to a comprehensive index and table of references, this manual includes a guide to Kentucky domestic violence services, a client guide to understanding the civil legal process, a safety plan, and a sample complaint.

2004–2005 FALL/WINTER PROGRAM SCHEDULE

September 10	Kentucky Consumer Law Conference <i>U.K. College of Law, Lexington, Kentucky</i>
October 22 & 23	15th Biennial Workers' Compensation Institute <i>Marriott Griffin Gate Resort, Lexington, Kentucky</i>
November 19 & 20	9th Biennial Real Estate Law & Practice Institute <i>UK College of Law, Lexington, Kentucky</i>
December 10 & 11	Kentucky Health Law Conference <i>UK College of Law, Lexington, Kentucky</i>
February 18 & 19	10th Biennial Business Associations Law Institute <i>The Brown Hotel, Louisville, Kentucky</i>

For information on our Spring 2005 program offerings or on our library of legal publications, please call UK/CLE at (859) 257-2921 or check out our website at www.uky.edu/Law/CLE.

ANNUAL PROGRAMS

July	Midwest/Midsouth Estate Planning Institute
March	Computer Law Institute
April	Legal Issues for Financial Institutions Conference
May	National Equine Law Conference
November	Environmental Law Institute
June	Last Chance Video

BIENNIAL PROGRAMS

October—Even-Numbered Years
Workers' Compensation Institute

October—Odd-Numbered Years
Family Law Institute

March—Even-Numbered Years
Collection Law Conference

February—Even-Numbered Years
Midwest/Midsouth Securities Law Institute

May—Odd-Numbered Years
Joe Lee Bankruptcy Institute

January—Odd-Numbered Years
Midwest/Midsouth Construction Law Institute

February—Odd-Numbered Years
Business Associations Law Institute

September—Even-Numbered Years
Real Estate Law and Practice Institute

June—Even-Numbered Years
Employment Law Institute

June—Odd-Numbered Years
Legal Ethics and Professional Responsibility Institute

May—Even-Numbered Years
Consumer and Small Business Bankruptcy Institute

SELF-STUDY AUDIO PRODUCTS

UK/CLE continues to offer high-quality audio programs that are approved by the Kentucky Bar Association pursuant to Supreme Court Rule 3.663 allowing Kentucky attorneys to earn up to 6 hours of CLE credit toward their annual requirement.

UK/CLE Website

Please bookmark UK/CLE's website at www.uky.edu/Law/CLE. This site contains a complete online publications catalog, a calendar of upcoming events, and downloadable brochures for conferences, audio products, and publications.

UK/CLE Contact Information

Office of Continuing Legal Education
Room 260 Law Building
University of Kentucky
Lexington, KY 40506-0048
(859) 257-2921
(859) 323-9790 fax
www.uky.edu/Law/CLE

faculty notes

RECENT PUBLICATIONS

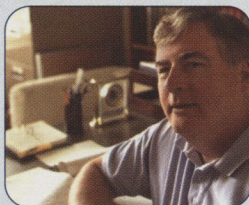
For up-to-date information about our faculty and their recent publication work, check the faculty section of our website, www.uky.edu/Law.

RICHARD AUSNESS

Ashland Oil Professor of Law

Professor Ausness published "Preemption of State Tort Law by Federal Safety Statutes: Supreme Court Preemption Jurisprudence

Since Cipollone," 92 *Kentucky Law Journal* 911-975 (2003-2004). Professor Ausness was a panelist on the "Roundtable Discussion on the Future of Mass Tort litigation: Repercussions of the Tobacco Litigation," sponsored by the Southeastern Association of Law Schools at Amelia Island, Florida on July 21, 2003. Professor Ausness also published "Tort Liability for the Sale of Non-Defective Products: An Analysis and Critique of the Concept of Negligent Marketing" in the 2002 53 *South Carolina Law Review* 907 and "Will More Aggressive Marketing Practices Lead to Greater Tort Liability for Prescription Drug Manufacturers?" in 37 *Wake Forest Law Review* 97.



CAROLYN BRATT

W.L. Matthews, Jr. Professor of Law

Professor Bratt was among the 14 men and women inducted into the Kentucky Human Rights

Commission Hall of Fame on July 29, 2003 in Louisville. Established in 2000, the Hall of Fame honors the inductees based on leadership and achievement in Kentucky's progress toward equality, human rights and diversity.

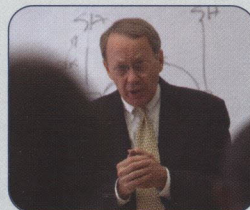


RUTHERFORD B. CAMPBELL

Law Alumni Professor of Law

Professor Campbell completed an article with Professor Gaetke during 2003, titled: "The Ethical

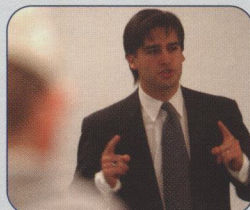
Obligation of Transactional Lawyers to Act as Gatekeepers after Enron," in 56 *Rutgers Law Review*. This article was chosen for presentation at the 2003 Annual Meeting of the Association of American Law Schools in Washington, D.C. The authors assert that corporate lawyers owe greater ethical responsibilities to shareholders than to corporate management and propose further duties to avoid corporate disasters like that of Enron. Professor Campbell also published "The Impact of Modern Finance Theory in Acquisition Cases," in 53 *Syracuse Law Review* 1 reproduced in part in *Corporate Practice Commentor* (Robert Thompson, ed.). Professor Campbell was awarded Second Year Teacher of the Year by BLSA, as well as was asked by Senior Class to speak for the faculty at Graduation.



JONATHAN CARDI

Assistant Professor of Law

Professor Cardi presented a paper entitled "Double-Dipping and the Hydra: Why Copyright Falters in the Face of New Music Technology" at the Southeastern Association of Law Schools conference in July, 2003.



ALLISON CONNELLY

Associate Professor of Law & Director, Legal Clinic

Professor Connelly published two books in 2003 titled: *Baldwin's Kentucky Practice, Vol. 2, Criminal Practice and Criminal Law of Kentucky* 2003-2004.



MARY DAVIS

Stites & Harbison Professor of Law

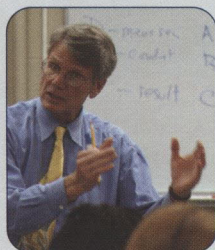
Professor Davis is currently finishing work on the 4th edition of *Products Liability and Safety: Cases and Materials*

(Foundation Press) with David G. Owen and John E. Montgomery, for adoption in the fall of 2004. Professor Davis will also have a journal article titled "On Preemption, Congressional Intent and Conflict of Laws" published in the *University of Pittsburgh Law Review* in the fall of 2004. In addition, she accepted a visiting professorship at Boston College School of Law for the fall 2004. Professor Davis also serves on the University's President's Commission on Women. She was also elected associate member of the International Academy of Comparative Law; selected to make presentation to the Association of American Law Schools Torts Conference in June 2003 on Complex Litigation in the Torts Curriculum and was invited to present Complex Litigation topic at the University of Michigan School of Law, September 8, 2003.



WILLIAM H. FORTUNE

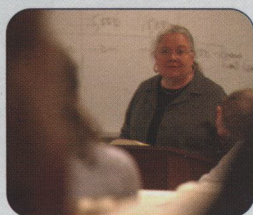
Robert G. Lawson Professor of Law
Professor Fortune published *Kentucky Criminal Law* with Robert G. Lawson in 2003, *Modern Litigation and Professional Responsibility Handbook* (2nd ed. 2002 and supp. 2001 and 2002, 2003) with Richard H. Underwood and *Psychology and the Legal System* (5th ed. 2002) with Lawrence S. Wrightsman, Edie Greene, and Michael T. Nietzel.

**CHRISTOPHER W. FROST**

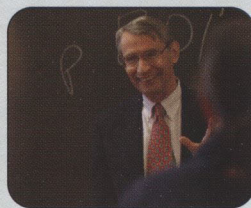
Associate Dean for Academic Affairs and Frost Brown Todd Professor of Law
Professor Frost published his article "Financing Public Health through Non-profit Conversion Foundations" in 90 *Kentucky Law Journal* 935 in 2002. During 2003, he served as a contributing columnist for the *Lexington Herald-Leader* writing a monthly column for the newspaper. Also during 2003, he became a member of the American Board of Certification, an organization that certifies attorneys as bankruptcy and creditors' rights specialists. In January, 2004, Frost was elected chair of the Creditors' and Debtors' Rights Section of the Association of American Law Schools. He also spoke at a Conference on Bankruptcy for State Court Judges at Southern Illinois University School of Law on February 27, 2004.

**MARY LOUISE EVERETT GRAHAM**

Wendell H. Ford Professor of Law
Professor Graham published her article "Child Witness Policy: Law Interfacing with Social Science" in 65 *Law & Contemporary Problems* 209 in 2002 with Dorothy F. Marcil, Jean Montoya and David Ross.

**ALVIN L. GOLDMAN**

William T. Lafferty Professor of Law
Professor Goldman presented to the annual Carl Warns Labor and Employment Law Institute, University of Louisville, a paper "Employment Law in a Global Context and the Opportunities of American Workers in the 21st Century". He also published his books *Negotiation: Theory and Practice* with J. Rojot (Kluwer Law International) in 2003, *Labor and Employment Law in the United States*, (Kluwer Law International, 1996) up-dated, with R. White, in the *International Encyclopedia for Labour Law*, (2002) and *Legal Protection for the Individual Employee* with M. Finkin and C. Summers (West Publishing, 1989, 1995, 2002). Professor Goldman also contributed "Assessing Employment Policies from an Organic Perspective: the Needed Transition from Job Security and Job Welfare to Personal Security and Welfare" in *Changing Industrial Relations & Modernisation of Labour Law* (Kluwer, 2003). Professor Goldman completed a paper titled "Report of the United States of America on Theme II: Labour Law and the Fundamental Rights of the Person" for the World Congress of the International Society for Labour Law and Social Security, Montevideo in September 2003. He also completed "Overview and U.S. Perspective for symposium on "A Comparative Study of the Impact of Electronic Technology on Workplace Disputes" which was presented in *Comparative Labor Law and Policy Journal*. Goldman also completed a paper titled "Unwritten Constitutional Norms and Principles: A Perspective on Constitutional Decision-Making by the Supreme Court of the United States of America" for Santiago World Congress of the International Association of Constitutional Law, in January 2004. In addition, Professor Goldman's article "Propriety of Resorting to Unwritten Norms and Principles in Constitutional Decision Making" in the 2003 *Kentucky Law Journal* 3. In addition, Goldman



attended the World Congress of the International Society for Labour Law and Social Security in Montevideo, Uruguay in September 2003. Professor Goldman continues to be the Chair for the U.S. Branch of the International Society for Labor Law and Social Security, as well as the Co-editor, *Bulletin of the U.S. Society for Labor Law and Social Security*. Professor Goldman also serves as U.S. co-reporter for *International Labour Law Reports*. Professor Goldman also participated, as the U.S. delegate, in the governing body's pre-conference meeting of the International Society for Labor and Social Security Law held in Montevideo, Uruguay in September 2003. He was the key draftsman for a revised set of organization by-laws that was adopted at this conference. During the conference, he moderated one session and gave short presentations at two others. A report he prepared on an aspect of U.S. labor law was included in the circulated conference papers. During the third week of October Professor Goldman attended the mid-year meeting of the National Academy of Arbitrators in Interlocken, CO, where he met as a member of a sub-committee that is preparing revised advisory opinions respecting the professional responsibilities of arbitrators of labor-management disputes.

ROBERTA M. HARDING

Willburt D. Ham Professor of Law
Professor Harding published her book titled *Reel Violence: Popular Culture and Concerns about Capital Punishment's*



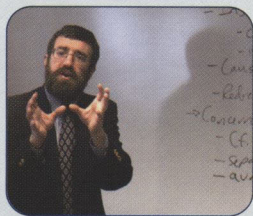
Place in Contemporary American Culture in 2003. Professor Harding also published two articles titled "Prosecutorial Misconduct in Capital Cases in the Commonwealth of Kentucky: A Research Study (1976-2000)," in 25 *The Advocate* 14 in 2003 and "Gallery of the Doomed: Creative Expressions and the Death Row Inmate" in 28 *New England Law Journal on Criminal & Civil Confinement* 195 in 2002.

RECENT PUBLICATIONS—continued

MICHAEL P. HEALY

Dorothy Salmon Professor of Law

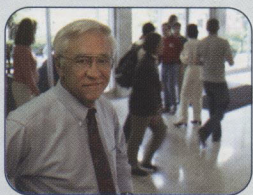
Professor Healy has been awarded a Fulbright Scholar grant to teach courses in administrative law and international and comparative environmental law at Xiamen University in Xiamen, Fujian, China. Professor Healy also published two books in 2003: *Administrative Law*, (Aspen Law & Business) with John M. Rogers & Ronald J. Krotoszynski, Jr. and *Teacher's Manual for Administrative Law*, (Aspen Law & Business) co-authored with John M. Rogers & Ronald J. Krotoszynski Jr. Professor Healy also published two articles in 2002: "Information-Based Regulation and International Trade in Genetically-Modified Agricultural Products: An Evaluation of The Cartagena Protocol on Biosafety" in 9 *Washington University Law Journal & Politics* 205-43 and "Spurious Interpretation Redux: Mead and the Shrinking Domain of Statutory Ambiguity" in 54 *Admin. Law Review* 673-86.



ROBERT G. LAWSON

Charles S. Cassis Professor of Law

Professor Lawson published *Kentucky Criminal Law* with William H. Fortune, as well as *The Kentucky Evidence Law Handbook* (Lexis-Nexis—Matthew-Bender, 4th ed.) in 2003. Professor Lawson was named Berea College's Distinguished Alumni in 2003.



DOUGLAS C. MICHAEL

Edward T. Breathitt Professor of Law

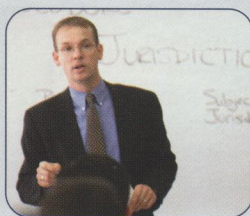
Professor Michael published two articles, "Business Law Reform in the United States: Thinking Too Small?," in 91 *Kentucky Law Journal* 849 in 2003 and "To Know a Veil" in 6 *Journal of Corporate Law* 41 in 2002.



DAVID H. MOORE

Assistant Professor of Law

Professor Moore recently published *Agency Costs in International Human Rights*, 42 *Colum. J. Transnat'l L.* 491 (2004) and *A Signaling Theory of Human Rights Compliance*, 97 *Nw. U. L. Rev.* 879 (2003). In addition, his paper entitled "Theory of Human Rights: A State Based Perspective" was accepted for inclusion in the Second International Conference on Human Rights: Theoretical Foundations of Human Rights held in Qom, Iran, in 2003.



KATHRYN MOORE

Everett H. Metcalf Professor of Law

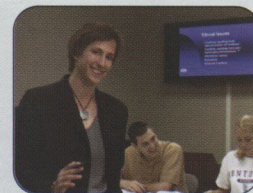
Professor Moore gave a talk entitled "Lessons from the French Funding Debate" at the Ohio State Law Journal Symposium on Public Policy for Retirement Security in the 21st Century in April 2003. An article, based on her talk, was published in the *Ohio State Law Journal* this past fall. Moore also presented this work at a faculty workshop at the University of Saint Louis School of Law in April 2003. Professor Moore's article, "The Effects of Partial Privatization of Social Security Upon Private Pensions" was published in the 2003 *New York University Review of Employee Benefits Executive Compensation*. Moore and her co-author, Lawrence Frolik of the University of Pittsburgh, submitted the manuscript for their casebook, *The Law of Employee Pension and Welfare Benefits* (Lexis-Nexis) published this past fall. Also, in fall 2002, Professor Moore was elected to the American Law Institute and to the National Academy of Social Insurance.



LORI RINGHAND

Assistant Professor of Law

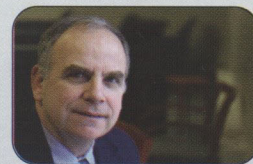
Professor Ringhand spent six weeks last summer as a Visiting Scholar at Oxford University working on a project examining recent changes in British concepts of judicial review. She also recently presented a paper at the University of Kentucky Randall-Park Colloquium, examining judicial review in the context of U.S. campaign finance law. Professor Ringhand has previously published an article, "Concepts of Equality in British Election Financing Reform Proposals," in 22 *Oxford Journal of Legal Studies* 253. Professor Ringhand published her paper titled, "Defining Democracy: The Supreme Court's Campaign Finance Dilemma" in the *Hastings Law Review*, as well as presented the paper at the Soci-Legal Studies Association annual conference in Glasgow in April 2004.



HONORABLE JOHN M. ROGERS

Professor of Law Emeritus

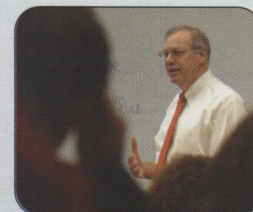
Professor Rogers published *Administrative Law*, (Aspen Law & Business) with Michael P. Healy & Ronald H. Krotoszynski, Jr. in 2003.



ROBERT G. SCHWEMM

Ashland Professor of Law

Professor Schwemm was lead counsel for respondents in the U.S. Supreme Court case of *Meyer v. Holley*, 537 U.S. 280 (2003). He published an article titled "A New Look at Sexual Harassment under the Fair Housing Act: The Forgotten Role of §3604(c)" in the 2002 *Wisconsin Law Review* with Rigel C. Oliveri, and updated his book *Housing Discrimination: Law and Litigation* (West Group) in 2002 & 2003. Professor Schwemm also gave presentations in Chicago, Atlanta, San Diego and Washington, D.C.



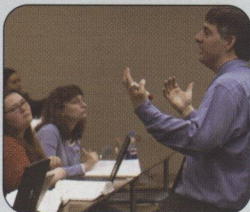
PAUL E. SALAMANCA

James & Mary Lassiter Associate
Professor of Law

Professor
Salamanca

published
three articles
in 2003: "The
Constitutionality
of an Executive
Spending Plan,"

in 92 *Kentucky Law Journal* 1, "The Liberal
Polity and Illiberalism in Religious
Traditions," in *Barry Law Review*, and
"Toward Realistic Substantive Neutrality,"
in 42 *Brandeis Law Journal* 2. Professor
Salamanca also published his article
"Choice Programs and Market-Based
Separationism" in 50 *Buffalo Law Review*
931-79 in 2002.

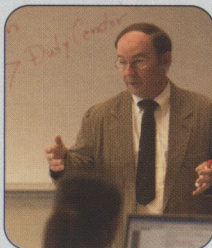
**RICHARD H. UNDERWOOD**

Spears-Gilbert Professor of Law
Professor

Underwood
published the
following books:

*Crimesong:
Some Murder Ballads
and Poems Revisited*
in 2003 with Carol
Parris, *Kentucky
Evidence Courtroom*

Manual (2001, 2002 ed.), and *Modern
Litigation and Professional Responsibility
Handbook* (2nd ed. 2002 and supp. 2001
and 2002) with William H. Fortune.
Professor Underwood also published three
articles in 2003: "Not So Great Moments In
Trial Advocacy: Clement Vallandigham,"
Widener Law Journal, "What Gets Judges
In Trouble," *Journal of the National
Association of Administrative Law Judges*, and
"What I Think I Have Learned About
Legal Ethics," in 39 *Idaho L. Rev.* 321.
In addition, Professor Underwood
published two articles in 2002, as well
as a Book Review: "Moonlight Abraham
Lincoln and the Almanac Trial," in 29
N. Kentucky Law Review 237 in 2002.
The two articles are titled: "Administrative



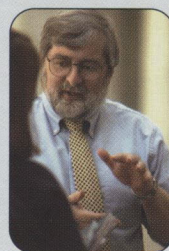
Adjudication in Kentucky: Ethics and
Unauthorized Practice Considerations,"
29 *N. Kentucky Law Review* 359 and
"Attorney-Client and Work Product
Privileges: The Case for Protecting
Internal Investigations on the University
Campus," in 90 *Kentucky Law Journal* 531
with Virginia Underwood.

ALLAN W. VESTAL

Dean and Professor of Law

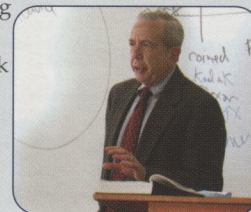
Dean Vestal published
a law review article
"Drawing Near the
Fastness? The Failed
United States Experiment
in Unincorporated
Business Entity Reform,"
in Joseph A. McCahery,
Theo Raaijmakers and Erik

P.M. Vermeulen, *The Governance of Close
Corporations and Partnerships in Europe
and the United States* (Oxford Press, 2004).
Dean Vestal also presented a paper,
"Real Partnerships and Real Problems:
Conforming Business Entity Law to
Fiscal Realities and Popular Conceptions,"
in April 2003, at a symposium on
*The Convergence of Fiduciary Duties in
Unincorporated and Incorporated Entities:
The Issue, Its Implications, Its Limitations*
hosted by the *Delaware Journal of Corporate
Law*. Dean Vestal also published the
following articles: "Business Law
Reform in South Africa: The Right Path,
The Right Reason," in the 2003 *Kentucky
Law Journal* as part of the symposium issue.
Dean Vestal participated as a member of
the PhD committee for E.P.M. Vermeulen's
thesis, "The Evolution of Legal Business
Forms in Europe and the United States:
Venture Capital, Joint Venture and
Partnership Structures," at Tilburg
University in the Netherlands, in June, 2003.

**HAROLD R. WEINBERG,**

Wyatt Tarrant & Combs Professor of Law

Professor Weinberg
published an
article "Trademark
Law, Functional
Design Features,
and the Trouble
with Traffix,"
in 9 *Journal of
Intellectual Property Law* 1 in 2002.

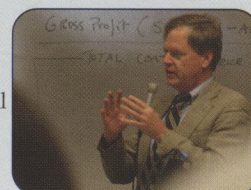
**RICHARD WESTIN**

Laramie L. Leatherman Distinguished
Professor of Law

Professor
Westin published
his article

"International Dual
Incorporation"
in *Journal of
International*

Taxation in January 2004. Professor Westin
also published *WG&L Tax Dictionary*
(2004, 2005 ed.). He also was the keynote
speaker at the Fourth World Environmental
Tax Conference in Sidney, Australia during
June of 2003. Professor Westin delivered
a book chapter to be included in the
proceedings of the conference. He also
published *Basic Federal Income Taxation of
Individuals* (Aspen Law and Business,
Spring 2002) and *Tax Management Portfolios*
109 and 601 (both on mining taxation,
published 2002 and 2003—complete
revisions). Professor Westin also published
four Chapters in *BNA Federal Tax Service*.
The *Tax Management Portfolios* are 603
*Tax Management Portfolio, Mineral Properties
Other than Oil and Gas—Operations*
as well as 601 *Tax Management Portfolio,
Mineral Properties Other than Oil and Gas—
Exploration, Acquisition, Development and
Disposition*.



Dean

Allan Vestal

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Sarah E. Pearce

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Lee P. Thomas

About this Issue

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Statement of Non-discrimination

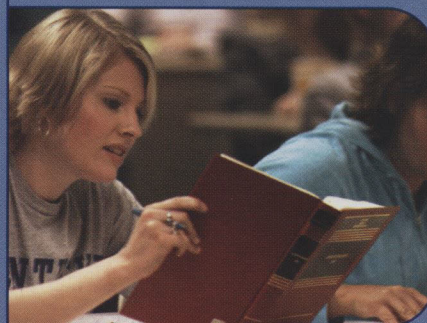
All applicants meeting the appropriate requirements and technical standards shall be considered equally for admission to any academic program regardless of race, color, religion, sex, marital status, sexual orientation, national origin, age, beliefs or disability.

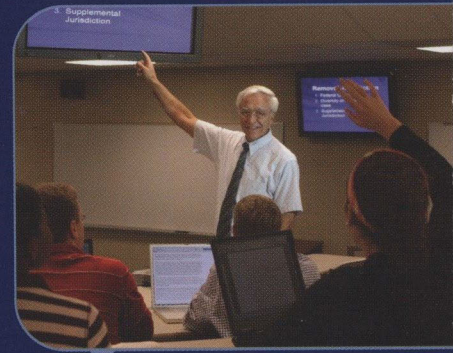
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<i>Admissions</i>	(859) 257-6770 dbakert@uky.edu
<i>Alumni Relations</i>	(859) 257-3103 jdunn@uky.edu
<i>Career Services</i>	(859) 257-8959 ssteele@uky.edu jyocum@uky.edu
<i>Continuing Legal Education</i>	(859) 257-2921
<i>Communications</i>	(859) 257-7938 sarah.pearce@uky.edu
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**"We aren't going to teach
more students, but we
are going to teach our
students better in a
modern environment."**

Professor Robert Lawson



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The College of Law annual phonathon will take place September 12-16.

We hope that when a student representative calls, you will support our efforts to raise funds. Contributions will benefit a variety of programs including the Journals, Moot Court, Trial Advocacy teams, student scholarships and the new UK Law building.

